

United States Court of Appeals
For The Eighth Circuit
Thomas F. Eagleton U.S. Courthouse
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St. Louis, Missouri 63102

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November 24, 2020

Ms. Brittany S. Ford
Mr. Joseph Wayne Price II
QUATTLEBAUM & GROOMS
Suite 1900
111 Center Street
Little Rock, AR 72201-0000

RE: 20-1786 Phillip Palade, et al v. Bd. of Trustees Univ. of Ark., et al

Dear Counsel:

The court has issued an opinion in this case. Judgment has been entered in accordance with the opinion. The opinion will be released to the public at 10:00 a.m. today. Please hold the opinion in confidence until that time.

Please review [Federal Rules of Appellate Procedure](#) and the [Eighth Circuit Rules](#) on post-submission procedure to ensure that any contemplated filing is timely and in compliance with the rules. Note particularly that petitions for rehearing and petitions for rehearing en banc must be received in the clerk's office within 14 days of the date of the entry of judgment. Counsel-filed petitions must be filed electronically in CM/ECF. Paper copies are not required. No grace period for mailing is allowed, and the date of the postmark is irrelevant for pro-se-filed petitions. Any petition for rehearing or petition for rehearing en banc which is not received within the 14 day period for filing permitted by FRAP 40 may be denied as untimely.

Michael E. Gans
Clerk of Court

HAG

Enclosure(s)

cc: Mr. David A. Curran
Mr. Jim McCormack

District Court/Agency Case Number(s): 4:19-cv-00379-JM

United States Court of Appeals
For the Eighth Circuit

No. 20-1786

Phillip Palade, On Behalf of Himself and all Others Similarly Situated; Gregory
Borse, On Behalf of Himself and all Others Similarly Situated; J. Thomas
Sullivan, On Behalf of Himself and all Others Similarly Situated

Plaintiffs - Appellants

v.

Board of Trustees University of Arkansas System; Edward O. Fryar, Jr., Ph.D., In
his Official Capacity as Trustee; Steve Cox, In his Official Capacity as Trustee;
Tommy Boyer, In his Official Capacity as Trustee; Sheffield Nelson, In his
Official Capacity as Trustee; C C Gibson, In his Official Capacity as Trustee;
Stephen Broughton, M.D., In his Official Capacity as Trustee; Kelly Eichler, In
her Official Capacity as Trustee; Morril Harriman, In his Official Capacity as
Trustee; Mark Waldrip, In his Official Capacity as Trustee; John Goodson, In his
Official Capacity as Trustee

Defendants - Appellees

Appeal from United States District Court
for the Eastern District of Arkansas - Central

Submitted: November 19, 2020
Filed: November 24, 2020
[Unpublished]

Before ERICKSON, WOLLMAN, and STRAS, Circuit Judges.

PER CURIAM.

Phillip Palade, Gregory Borse, and J. Thomas Sullivan appeal the district court's¹ without-prejudice dismissal of their action under, inter alia, 42 U.S.C. § 1983. Having carefully reviewed the record and the parties' arguments on appeal, we find no basis for reversal. See Zink v. Lombardi, 783 F.3d 1089, 1098 (8th Cir. 2015) (en banc) (per curiam) (standard of review). Accordingly, we affirm. See 8th Cir. R. 47B.

¹The Honorable James M. Moody, Jr., United States District Judge for the Eastern District of Arkansas.

Abigail Temple

From: ca08ml_cmecf_Notify@ca8.uscourts.gov
Sent: Tuesday, November 24, 2020 7:56 AM
Subject: 20-1786 Phillip Palade, et al v. Bd. of Trustees Univ. of Ark., et al "per curiam opinion filed" (4:19-cv-00379-JM)

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Eighth Circuit Court of Appeals

Notice of Docket Activity

The following transaction was filed on 11/24/2020

Case Name: Phillip Palade, et al v. Bd. of Trustees Univ. of Ark., et al
Case Number: [20-1786](#)
Document(s): [Document\(s\)](#)

Docket Text:

PER CURIAM OPINION FILED - THE COURT: Ralph R. Erickson, Roger L. Wollman and David R. Stras (UNPUBLISHED)
[4978638] [20-1786] (Hillary Grupe)

Notice will be electronically mailed to:

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